

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

UNITED STATES OF AMERICA, :  
 :  
 PLAINTIFF, :  
 :  
 v. : CIVIL ACTION NO. 2:06cv116-F  
 :  
 FIVE HUNDRED FORTY-THREE :  
 THOUSAND ONE HUNDRED NINETY :  
 DOLLARS (\$543,190.00) :  
 IN UNITED STATES CURRENCY, :  
 :  
 DEFENDANT. :

REPORT OF RULE 26(f) PLANNING MEETING

Comes now the United States of America (United States), by and through Leura G. Canary, United States Attorney, Middle District of Alabama, and John T. Harmon, Assistant United States Attorney, and states as follows:

1. Pursuant to Fed.R.Civ.P.26(f), a meeting was held by telephone between John T. Harmon (for the United States), and Bruce Maddox (for Claimant Enrique Alcaraz-Barajas).

2. Pre-Discovery Disclosures. The parties will exchange by December 13, 2006, the information required by Fed.R.Civ.P.26(a)(1).

3. Discovery Plan. The parties jointly propose to the Court the following discovery plan:

Discovery will be needed on the following subjects:

- a) Circumstances surrounding the alleged use and involvement of the Defendant property in violations of Title 21, United States Code, Sections 801 et seq.;
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- b) The claims and defenses raised by the parties in their pleadings;
- c) All discovery commenced in time to be completed by January 2, 2007;
- d) Maximum of 25 interrogatories by each party to any other party;
- e) Maximum of 30 requests for production by each party to any other party;
- f) Maximum of 15 requests for admissions by each party to any other party;
- g) Maximum of three depositions for each party;
- h) Each deposition is limited to maximum of seven hours, unless extended by agreement of the parties;
- i) Reports from retained experts under Rule 26(a)(2) are due:  
  
From Plaintiff by December 4, 2006;  
  
From Claimant by January 4, 2007.
- j) Supplementation under Rule 26(e) is due within 21 days of discovery cutoff and no later than January 2, 2007.

4. Other Items.

The parties do not request a conference with the Court before entry of the Scheduling Order.

The parties request a pretrial conference on June 19, 2007.

The parties should be allowed until December 18, 2006, to join additional parties and to amend the pleadings.

All potentially dispositive motions should be filed by March 16, 2007.

Settlement cannot be evaluated prior to receipt of discovery and/or filing of dispositive motions and responses thereto.

Final lists of witnesses under Rule 26(a)(3) shall be due from the parties on May 25, 2007. Final lists of exhibits under Rule 26(a)(3) shall be due June 15, 2007.

Parties shall have until seven days before trial, or July 24, 2007, to file objections to the witnesses or exhibits under Rule 26(a)(3).

The case should be ready for trial by July 31, 2007, and at this time is expected to take approximately two days to try.

Respectfully submitted this 14<sup>th</sup> day of November, 2006.

FOR THE UNITED STATES ATTORNEY  
LEURA G. CANARY

/s/John T. Harmon  
John T. Harmon  
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CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2006, I electronically filed the foregoing Report of Rule 26(f) Planning Meeting with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: **Bruce Maddox.**

/s/John T. Harmon  
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